

Before the
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005
Tel. 022 22163964/65/69
Email: mercindia@merc.gov.in
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Date: 04 August 2023

**CORAM: Sanjay Kumar, Chairperson
Anand M. Limaye, Member
Surendra J. Biyani, Member**

Case No. 158 of 2022

Case of Maharashtra State Electricity Distribution Co. Ltd. seeking a review of certain arrangements and/or permissions given by the Petitioner to the Respondents under the impression that such entities are Captive Generating Plants

And

Dairy No. 247 of 2022

Application of Captive Power Producers Association seeking Impleadment as a party/Respondent in Case No. 158 of 2022

And

Dairy Nos. 242, 256, 262 of 2022 and Interlocutory Application Nos. 25-29, 31, 34 & 40 of 2022

Applications of Respondents for striking off their names from the list of Respondents in Case No. 158 of 2022

And

Dairy Nos. 266 and 267 of 2022

Applications filed by CIPLA Ltd. and Orient Cement Ltd. challenging Maintainability of the Petition in Case No. 158 of 2022

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL)

: **Petitioner**

V/s

Pudumjee Paper Products Limited & Others

: **Respondents**
(List of the Respondents enclosed)

Appearance:

- For MSEDCL : Mr. Rahul Sinha (Adv.)
- For Captive Power Producers Association
S. R. Thorat Milk Products Pvt. Ltd.
Warana Sah. Dudh Utpadak Sangh Ltd.,
Shri Tatyasaheb Kore Warana SSk Ltd., : Ms. Deepa Chawan (Adv.)
- For Pudumjee Paper Products Ltd,
Mahindra and Mahindra Ltd.,
M/s Minda Industries Ltd,
M/s Jahangir Hospital,
Fleur Hotels Ltd,
Asian Paints Ltd. : Ms. Kriti Soni (Adv.)
- For Ghatge Patil Industries Ltd,
M/s Mahindra CIE Automotive Ltd.,
M/s Bekaert Industries Pvt. Ltd.
M/s Tata Motors Ltd,
Hindustan Petroleum Corporation Ltd,
Sahyadri Hospitals Pvt. Ltd.,
Sahyardri Industries Ltd.,
Liberty Oil Mills : Ms. Dipali Sheth (Adv.)
- For Awade Industries Pvt. Ltd.,
Mahabal Metals Private Ltd.,
Jupiter Life Line Hospitals Ltd.,
Saroj Castings Pvt. Ltd.,
Serum Institute of India Pvt. Ltd. : Mr. Avijeet Lala (Adv.)
- For Chalet Hotels Ltd.,

Apollo Hospitals Enterprise Limited,
CEAT Ltd. : Mr. Sakya Chaudhuri (Adv.)

For Minex Metallurgical Co. Ltd.
Hotel Amarjeet Ltd : Mr. R. B. Goenka (Rep.)

For M/s SKF India Limited : Mr. Aditya K Singh

For M/s Sudarshan Chemical Industries Ltd,
Galaxy Surfactants Ltd,
Technova Imaging System Pvt. Ltd. : Mr. T N Agrawal (Rep.)

For STT Global Data Centres India Pvt. Ltd.,
Ultratech Cement Ltd.,
Raymond Ltd. : Mr. Kunal Kaul (Rep.)

For M/s Asian Colour Coated Ispat Ltd.,
JSW Cement Ltd.,
JSW Steel Ltd.,
Amba River Coke Ltd.,
M/s Westerly Retail Pvt. Ltd.,
Hindustan Unilever Ltd.,
M/s JSW Steel Coated Products Ltd. : Mr. Vishrov Mukherjee (Adv.)

For M/s Bharat Forge Ltd.,
The Associated Cement Companies Ltd.,
M/s Godrej Industries Ltd. : Mr. Chanakya Keswani (Adv.)

For M/s Persistent System Ltd.,
M/s Kirloskar Oil Engines Ltd.
M/s Kirloskar Ferrous Industries Ltd. : Ms. Shital Pednekar (Adv.)

For M/s Maharashtra Seamless Ltd. : Mr. Meghraj Saraf (Adv.)

For Shree Pushkar Chemicals & Fertilizers Ltd. : Mr. Nilesh Pangle (Rep.)

For Deepak Fertilizers & Pet. Cor. Ltd.,
Hindalco Industries Ltd.,

Belaire Hotels Pvt. Ltd. : Ms. Vaidehi Naik (Adv.)
For Bothara Agro Equipments Pvt. Ltd. : Mr. Vishal Binod (Rep.)

Daily Order

1. Heard the Advocates / Representatives for the Petitioner, Respondents and Applicants.
2. Advocate for MSEDCL requested for postponement of the Hearing as their Senior Counsel leading the case could not be appear. He also mentioned that related matters are sub-judice before the Hon'ble Supreme Court and judgment is expected in this month of August.
3. Having heard the Parties, the Commission suggests MSEDCL to withdraw this Petition with liberty to file afresh post Supreme Court Judgment. Advocate of MSEDCL agreed to seek instruction in this regard. Accordingly, the Commission directs MSEDCL to file submission within a week.

Based on the submission of MSEDCL, the Commission will decide the further course of action.

Sd/-
(Surendra J. Biyani)
Member

Sd/-
(Anand M. Limaye)
Member

Sd/-
(Sanjay Kumar)
Chairperson

List of Respondents	
Respondent No.	Name of Respondent
1	Pudumjee Paper Products Limited (PPPL)
2	M/s. Kirloskar Oil Engines Ltd.
3	Ghatage Patil Industries Ltd
4	M/s. Mayijra Steels Pvt. Ltd.
5	M/s. Super Craft Foundry
6	M/s. Awade Industries Pvt Ltd
7	M/s. Aqua Alloys Pvt. Ltd.
8	M/s. Warana Sah. Dudh Utpadak Sangh Ltd.
9	M/s. Managing Director, Shri Tatyasaheb Kore Warna Ssk Ltd
10	Menon and Menon Limited
11	M/s.Ghatge Patil Industries
12	M/s. Priyadarshani Polysacks Ltd.
13	M/s. Saroj Foundry Pvt. Ltd.
14	M/s. Caspro Metal Industries Pvt. Ltd.
15	M/s. Sonai Engineering Pvt. Ltd.
16	M/s. Shriram Foundry Private Limited
17	M/s. Priyadarshani Polysacks Limited
18	M/s. Mayura Steels P Ltd.
19	M/s. Saroj Castings Pvt Ltd
20	Sakal Media Private Limited
21	M/s. Mahindra CIE Atomotive Ltd.
22	M/s. Endurance Technologies Pvt. Ltd
23	M/s. Patodia Forging & Gears Ltd.
24	M/s. Minda Industries Ltd
25	Mahindra and Mahindra Limited
26	M/s. Endurance Technologies Ltd.
27	Minda Industries Ltd
28	Advik Hi-Tech Pvt. Ltd.
29	M/s. Mahindra CIE Automotive Ltd
30	M/s. Finolex Industries Ltd.
31	M/s. Lumax Industries Ltd
32	M/s Kalyani Technoforge Limited
33	Kalyani Techno Forge Limited
34	Maharashtra Cement Plant A Unit of Shree Cement Lt
35	M/s Cipla Ltd.
36	M/s. Alkyl Amines Chemicals Limited
37	M/s. Cipla Limited
38	M/s. Clean Science & Technology P. Ltd.
39	M/s. Parakh Agro Industries Ltd
40	M/s. Pravin Masalevale
41	M/s. Cipla Ltd.

List of Respondents	
Respondent No.	Name of Respondent
42	Clean Science and Technology Pvt. Ltd
43	M/s. I.T.C. Ltd.
44	M/s. Bekaert Industries Private Ltd
45	M/s. Britannia Industries Ltd.
46	M/s. I.T.C. Limited
47	M/s. Z F Steering Gear (India) Ltd
48	M/s. Bharat Forge Ltd
49	Kalyani Transmission Technologies Pvt. Ltd.
50	M/s. Kalyani Technoforge Ltd.
51	Sahyadri Hospitals Private Limited
52	M\s. Persistent System Ltd.
53	M\s ICC Reality India Pvt Ltd.
54	Jupiter Life Line Hospitalls
55	M/s SKF India Limited
56	M/s. Mahindra CIE Automotive Ltd
57	M/s Tata Motors Ltd
58	M/s Sahyadri Industries Ltd.
59	M/s Jayashree Polymar Pvt Ltd
60	M\s Persistent System Ltd.
61	M/s Exide Industries L.T.D.
62	Sahyadri Hospitals Private Limited
63	M/s Siporex India Pvt Ltd
64	M/s Jahangir Hospital
65	Serum Institute of India Pvt Ltd
66	Sahyadri Hospitals Private Limited
67	STT Global Data Centers India Private Limited
68	M/s Bharat Forge Ltd
69	M/s Kalyani Technoforge Limited
70	Belaire Hotels Pvt,Ltd
71	Fleur Hotels Pvt Ltd
72	M/s Mahabal Metals Pvt. Ltd.
73	M/s Jsons Foundry Pvt Ltd
74	M/s Western Precicast Pvt. Ltd.
75	J'sons Foundry Unit 2
76	M/s B. G. Chitle
77	M/s Kirloskar Brothers Ltd
78	M/s Kasturi Foundry Pvt. Ltd.
79	M/s Ashta Liners Pvt Ltd
80	M/s Hindustan Petroleum Corp Ltd
81	Tata Steel Ltd
82	M/s Cipla Limited

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83	M/s Cipla Ltd
84	M/s Uttam Galva Steel Ltd
85	M/S Roha Dyechem Pvt Ltd
86	M/s Rathi Dve Chem Pvt Ltd
87	M/s Vidhi Specialty Food Ingredients Ltd.
88	M/s Maharashtra Seamless Ltd
89	Maharashtra Seamless Ltd.
90	M/s IPCA Laboratories Ltd
91	M/s Shree Hari Chemicals Export Ltd
92	M/s Pidilite Industries Limited.
93	M/s Vinati Organics Ltd
94	M/s Sudarshan Chemical Ind Ltd
95	Aqua Pharma Chemicals Pvt. Ltd
96	M/s. Laxmi Organic Industries Ltd. (Unit II)
97	M/s. Asian Colour Coated Ispat Ltd.
98	JSW Cement Limited
99	M/s JSW Steel Ltd
100	Amba River Coke Ltd
101	M/s Sudarshan Chemical Industries Ltd
102	M/s. Sudarshan Chemical Ind Ltd
103	M/s Kirloskar Ferrous Industries Ltd
104	Balaji Amines Ltd (Three Star Hotel)
105	M/s Betul Oil Limited
106	M/s Ultratech Cement Ltd.(Hotagi Cement Works)
107	M/S Kothari Agritech Pvt. Ltd. (Unit 1)
108	M/s The Associated Cement Companies Ltd
109	Raymond Limited
110	M/s Jupiter Lifeline Hospitals Limited
111	M/s Chalet Hotels Ltd,
112	M/s. Remi Edelstahl Tubulars Ltd
113	M/s Tata Steel Limited
114	M/s Bhageria Insustries Ltd.
115	M/s Neon Laboratories Ltd
116	M/s ACG Associated Capsules Pvt. Ltd.
117	M/s Jsw Steel Coated Products Ltd.
118	Blue Jet Health Care Pvt Ltd
119	M/s. Godrej Industries Ltd
120	M/s Jsw Steel Coated Products Ltd
121	M/s. Praxair India Pvt. Ltd.
122	M/s Gadre Marine Exports Pvt. Ltd.
123	M/s Ultratech Cement Limited Unit: Narmada Cement

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Respondent No.	Name of Respondent
124	M/s Kansai Nerolac Paints Ltd.
125	Shree Pushkar Chemicals and Fertilisers Ltd
126	M/s Vinati Organics Ltd
127	Mazda Colours Ltd
128	Chirag Ice Factory Pvt Ltd
129	Hindustan Platinum Pvt. Ltd.
130	State Bank of India
131	Hindustan Petroleum Corporation Ltd
132	Apollo Hospitals Enterprise Limited
133	M/s Westerly Retail Private Limited
134	Hindalco Industries Ltd
135	Deepak Fertilizers & Pet. Cor. Ltd & Smartchem Tech
136	Galaxy Surfactants Ltd
137	Technova Imaging System Pvt. Ltd.
138	Wadhwa Group Holdings Pvt Ltd
139	M/s Chalet Hotels
140	Deepak Fertilizers & Pet. Cor. Ltd & Smartchem Tech
141	Asahi India Glass Ltd.
142	Ambuja Cement
143	M/s United Breweries Ltd
144	Exide Industries Ltd. (Sf Dvn)
145	Minda Industries Limited
146	M/s Paras PVC Pipe & Fitting Pvt Ltd
147	M/s Gaurav Agro Pipes
148	M/s. Paras Miracle Poly Products Pvt Ltd
149	M/s S. R. Thorat Milk Products Pvt. Ltd.,
150	M/s Bothara Agro Equipments Pvt Ltd
151	Klassic Wheels Ltd
152	JM Industries
153	M/s. Exide Industries Ltd
154	M/s. Mutha Founders Pvt Ltd
155	Emerson Climate Technologies (India) Pvt Ltd.
156	M/s. Paranjape Auto Cast (P)
157	Emerson Climate Technologies (India) Pvt
158	Asian Paints Ltd.
159	M/s. Deesan Agro Tech Ltd.
160	M/s. Universal Starch Chem Allied Ltd.
161	M/s. Orient Cement Limited
162	M/s. Hitesh Plastics Pvt. Ltd.
163	M/s. Jain Irrigation System
164	M/s. Uni Deritend Co.

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Respondent No.	Name of Respondent
165	Ashoka Institute of Medical Science & Research
166	M/s. Mahindra and Mahindra Ltd PPS Dept.
167	M/s. CEAT Ltd.
168	M/s. General Manager Hindustan Aeronautics Ltd
169	M/s General Manager Hindustan Aironutics Ltd
170	M/s. Hindustan Unilever Ltd.
171	M/s. Ruchi Soya Industries
172	Hotel Mehfil Inn Pvt. Ltd. Amravati
173	M/s IPCA Laboratories Ltd.
174	Metal Man Auto Pvt.Ltd.
175	M/s. Varroc Engineering Ltd.
176	M/s. Varroc Engineering Ltd.
177	Sanjeev Auto Parts Manufacturers Private Limited
178	M/s. United Breweries Ltd.
179	Ultra Tech Cement Ltd (Unit Nagpur Cement Works)
180	M/s. Minex Metallurgical Co. Ltd.
181	Moil Limited Nagpur
182	M/s. JSW Steel Coated Products
183	Moil Limited
184	M/s. Balaji Amines Ltd
185	M/s Aurangabad Electricals Pvt. Ltd.
186	M/s. Hotel Amarjeet Pvt Ltd
187	M/s. Ruchi Soya Ind. Ltd.
188	Mahindra and Mahindra Limited Chakan
189	M/s. Liberty Oil Mills,
190	Hindustan Platinum Pvt. Ltd.
191	M/s TDK India Private Limited
192	M/s Premier Seals (India) Pvt Ltd.
193	Adani Electricity Mumbai Limited - (Distribution Business)
194	The Tata Power Company Limited (Tata Power-Distribution)
195	Captive Power Producers Association